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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FCC MAIL ROOM

In the Matter of)

)
Amendment of Section 73.202)
FM Table of Allotments)
(Lexington, Henry and Parker's)
Crossroads, Tennessee))

MM Docket No. 95-122
RM-8668
RM-8712
RM-8713

To: Chief, Policy and Rules Division

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SUPPLEMENT TO
FURTHER REPLY COMMENTS

Richard Bennett ("Bennett") by his undersigned counsel herewith submits the attached Declaration, bearing the original signature of Richard Bennett, as a supplement to his Further Reply Comments, previously submitted in the above referenced proceeding. Bennett's Further Reply Comments, as filed, contained a copy of the attached Declaration, bearing a facsimile signature. Thus, the instant supplement merely serves to supply the original of the Declaration in question.

WHEREFORE, the attached Declaration should be accepted and made a part of Bennett's Further Reply Comments.

Respectfully Submitted,

RICHARD BENNETT

By: 
Timothy K. Brady
His Attorney

P.O. Box 986
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(615) 371-9367
November 30, 1995

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DECLARATION

I, Richard Bennett, hereby certify:

1. That the railroad, which bisects the theoretical available area, as reflected in Exhibit A to the Engineering Report of Olvie E. Sisk, is owned by KWT Railroad. That I have spoken with a representative of the KWT Railroad, who advised: (a) that the KWT Railroad has a 50 foot right of way on either side of the railroad and (b) that the KWT Railroad will oppose the construction of any tower capable of falling within its right of way.

2. That the high voltage power lines, which bisect the theoretical available area, as reflected in Exhibit A to the Engineering Report of Olvie E. Sisk, are owned by the Tennessee Valley Authority. That I have spoken with a representative of the Tennessee Valley Authority, who advised: (a) that the Tennessee Valley Authority has a 75 foot right of way on either side of its power lines and (b) that the Tennessee Valley Authority will oppose the construction of any tower capable of falling within its right of way.

3. That at least a 300 foot buffer will have to be observed in the construction of the tower in order to assure adequate clearance to the respective rights of way of the KWT Railroad and the Tennessee Valley Authority. Thus, the base of the tower will have to be located 350 feet from the railroad and 375 feet from the high voltage power lines to provide the necessary buffer.

4. That after eliminating the relevant rights of way and associated buffers, the actual available area, as reflected in Exhibit D to the Engineering Report of Olvie E. Sisk, consists of two very small tracts of land, which are identified as Area A and Area B in Exhibit D.

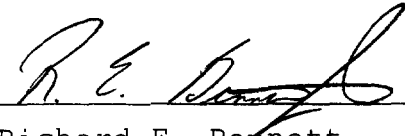
5. That a transmitter site located within Area A would be from 250 to 584 yards from the nearest road and utility access, while a transmitter site located within Area B would be from 600 to 1,100 yards from the nearest road and utility access. Thus, in order to make use of this limited area it would be necessary to construct a road and install power lines over a distance of 250 to 584 yards in order to utilize any site located within Area A and to construct a road and install power lines over a distance of 600 to 1,100 yards in order to utilize any site located within Area B. Furthermore, as reflected on the face of the Mansfield Quadrangle, utilized as the basis for Exhibits A-D to to the Engineering Report of Olvie E. Sisk, the terrain over which such a road and power lines would be required to be constructed is extremely rough and heavily forested, significantly increasing the costs of construction. Furthermore, it is in no manner certain that the necessary easements could be obtained to construct a road and install the power lines through this area.

6. That I have contacted the area representative of the Tennessee Wildlife Resources Agency, who advised that much of the land in the area in question is either owned by or subject to the pulpwood harvest rights of a paper company and that past efforts

at development in the area have been precluded on this basis.

I hereby certify under penalty of perjury that the above statement is true and correct.

Signed and dated this 02 day of November, 1995.

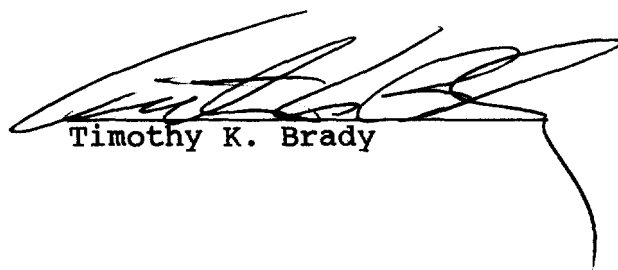

Richard E. Bennett

CERTIFICATE OF SERVICE

I, Timothy K. Brady, hereby certify that I have, this 29th
day of November, 1995, served a copy of the foregoing Supplement
to Further Reply Comments by First Class mail, postage prepaid
upon the following:

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Timothy K. Brady